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Substantively Consolidated SIPA Liquidation of
Bernard L. Madoff Investment Securities LLC
and the Estate of Bernard L. Madoff*

**UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK**

SECURITIES INVESTOR PROTECTION
CORPORATION,

Plaintiff-Applicant,
v.
BERNARD L. MADOFF INVESTMENT
SECURITIES LLC,

Defendant.

In re:

BERNARD L. MADOFF,

Debtor.

IRVING H. PICARD, Trustee for the Liquidation
of Bernard L. Madoff Investment Securities LLC,

Plaintiff,

v.

ESTATE OF RITA SORREL; BETH M. SORREL,
in her capacity as Personal Representative of the
Estate of Rita Sorrel; ELLYN G. ZITTER, in her
capacity as Personal Representative of the Estate of
Rita Sorrel; and JOY GOLDSTEIN, in her capacity

Adv. Pro. No. 08-01789 (SMB)

SIPA LIQUIDATION

(Substantively Consolidated)

Adv. Pro. No. 10-05162 (SMB)

as Personal Representative of the Estate of Rita Sorrel,

Defendants.

**STIPULATION AND ORDER FOR VOLUNTARY
DISMISSAL OF ADVERSARY PROCEEDING WITH PREJUDICE**

Irving H. Picard (the “Trustee”), as trustee for the liquidation of the business of Bernard L. Madoff Investment Securities LLC under the Securities Investor Protection Act, 15 U.S.C. §§ 78aaa, *et seq.*, and the substantively consolidated estate of Bernard L. Madoff individually, by and through his counsel, Baker & Hostetler LLP, and Defendants Estate of Rita Sorrel; Beth M. Sorrel, in her capacity as Personal Representative of the Estate of Rita Sorrel; Ellyn G. Zitter, in her capacity as Personal Representative of the Estate of Rita Sorrel; and Joy Goldstein, in her capacity as Personal Representative of the Estate of Rita Sorrel, by and through their counsel, Tab K. Rosenfeld and Steven M. Kaplan of Rosenfeld & Kaplan, LLP (collectively, the “Parties”), hereby stipulate and agree to the following:

1. On December 3, 2010, the Trustee filed and served the Complaint against Rita Sorrel.
2. On September 4, 2013, a Stipulation for Substitution of Defendant Rita Sorrel, deceased with Defendants Estate of Rita Sorrel, Beth M. Sorrel, in her capacity as Personal Representative of the Estate of Rita Sorrel, Ellyn G. Zitter, in her capacity as Personal Representative of the Estate of Rita Sorrel, and Joy Goldstein, in her capacity as Personal Representative of the Estate of Rita Sorrel was filed.
3. On April 16, 2014, Defendants Estate of Rita Sorrel, Beth M. Sorrel, in her capacity as Personal Representative of the Estate of Rita Sorrel, Ellyn G. Zitter, in her capacity as Personal Representative of the Estate of Rita Sorrel, and Joy Goldstein, in her capacity as

Personal Representative of the Estate of Rita Sorrel served an answer on the Trustee.

4. On June 1, 2015, the Parties entered into a partial settlement agreement and stay of further proceedings [ECF No. 32] until resolution of Bankruptcy Code Section 546(e) appeal pursuant to the Settlement Procedures Order, entered by this Court on November 12, 2010 [ECF No. 3181].

5. On June 22, 2015, the United States Supreme Court denied the Trustee's petition for writ of certiorari in the Bankruptcy Code Section 546(e) appeal.

6. In accordance with Federal Rule of Bankruptcy Procedure 7041(a)(1)(ii), and Federal Rule of Civil Procedure 41(a)(1), the Parties hereby stipulate to a dismissal with prejudice of the Trustee's claims against Defendants in the above-captioned adversary proceeding and dismissing the adversary proceeding.

7. The provisions of this Stipulation shall be binding upon and shall inure to the benefit of the Parties and their respective successors and assigns and upon all creditors and parties of interest.

8. This Stipulation may be signed by the Parties in any number of counterparts, each of which when so signed shall be an original, but all of which shall together constitute one and the same instrument. A signed facsimile, photostatic, or electronic copy of this Stipulation shall be deemed an original.

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Dated: July 27, 2015

BAKER & HOSTETLER LLP

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Trustee for the Liquidation of Bernard L.
Madoff Investment Securities LLC and the
Estate of Bernard L. Madoff*

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Sorrel, Beth M. Sorrel, in her capacity as
Personal Representative of the Estate of
Rita Sorrel, Ellyn G. Zitter, in her capacity
as Personal Representative of the Estate of
Rita Sorrel, and Joy Goldstein, in her
capacity as Personal Representative of the
Estate of Rita Sorrel*

SO ORDERED

Dated: July 27th, 2015
New York, New York

/s/ STUART M. BERNSTEIN
HON. STUART M. BERNSTEIN
UNITED STATES BANKRUPTCY JUDGE